



# City of Marietta

205 Lawrence Street  
Post Office Box 609  
Marietta, Georgia 30061

## Meeting Agenda CITY COUNCIL

*R. Steve Tumlin, Mayor*  
*Annette Paige Lewis, Ward 1*  
*Griffin "Grif" L. Chalfant, Jr., Ward 2*  
*Johnny Sinclair, Ward 3*  
*Irvan A. "Van" Pearlberg, Ward 4*  
*Rev. Anthony C. Coleman, Ward 5*  
*James W. King, Ward 6*  
*Philip M. Goldstein, Ward 7*

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Wednesday, September 14, 2011

7:00 PM

Council Chamber

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### CALL TO ORDER:

### INVOCATION:

*Council Member Anthony Coleman, Ward 5*

### PLEDGE OF ALLEGIANCE:

### PRESENTATIONS:

#### **20110735      State Water Award**

Presentation to Kim Holland, Project Manager, Water Department, of the Charles H. Jones Award given by the Georgia Association of Water Professionals (GAWP), "in recognition of extraordinary service and contributions to the Water Environment Federation and the Georgia Association of Water Professionals."

#### **20110794      ESRI International Special Achievement in GIS Award (Emergency Management)**

Recognition of the City of Marietta's Geographic Information Services Department for winning the "Special Achievement in GIS Award" at the International ESRI User's Conference. The SAG award is given out to organizations in acknowledgement of their efforts to build innovative and intelligent applications of geographic information system (GIS) technology. This is the second SAG award that the GIS Department has won and they are the only Georgia agency that has ever received two awards.

### PROCLAMATIONS:

**20110817 Proclamation - Clean Water Week**

Kim Holland receives a Proclamation declaring October 9-15, 2011 as Clean Water Week in the City of Marietta to focus on the preservation of our water resources.

**20110818 Proclamation - Public Power Week**

Karmen Scarbro receives a Proclamation declaring October 9-15, 2011 as the 25th annual Public Power Week in order to celebrate the benefits and contributions of hometown utilities to the community.

**ANNOUNCEMENTS OF GENERAL COMMUNITY INFORMATION BY THE MAYOR, COUNCIL AND/OR CITY MANAGER:****SCHEDULED APPEARANCES:****UNSCHEDULED APPEARANCES:****CONSENT AGENDA:**

**Consent agenda items are marked by an asterisk (\*). Consent items are approved by majority of council. A public hearing will be held only for those items marked by an asterisk that require a public hearing (also noted on agenda).**

**MINUTES:****\* 20110807 Regular Meeting - August 10, 2011**

Review and approval of the August 10, 2011 regular meeting minutes.

**MAYOR'S APPOINTMENTS:****CITY COUNCIL APPOINTMENTS:****\* 20110866 Board of Zoning Appeals Appointment**

Reappointment of Neil Bishop to the Board of Zoning Appeals (Ward 7) for a three year term, beginning October 9, 2011 and expiring October 8, 2014.

**\* 20110867 Marietta Historic Preservation Commission**

Reappointment of Tom Samples to the Marietta Historic Preservation Commission (Ward 7) for a three year term, beginning upon approval and expiring September 14, 2014.

\*      **20110700      Planning Commission Appointment**

Appointment of Patrick Thompson to the Planning Commission (Ward 2) for a term of three years, expiring on September 14, 2014.

\*      **20110653      Board of Zoning Appeals Appointment**

Reappointment of James K. Lowman to the Board of Zoning Appeals (Ward 2) for a three year term beginning immediately and expiring on September 13, 2012.

**ORDINANCES:**

**20110696      Z2011-11 Lori Parker, Executive Director Cobb Pregnancy Services 47 Gramling Street**

Z2011-11 [Special Land Use Permit] Lori Parker, Executive Director, Cobb Pregnancy Services request a Special Land Use Permit for property located in Land Lot 02180, District 17, Parcel 0340, 2nd Section, Marietta, Cobb County, Georgia and being known as 47 Gramling Street with variances as stated in the Ordinance.

*Planning Commission recommends for approval with stipulations  
Vote: 4 – 1 – 0 with Chairman Dollar opposed.*

*Motion: Mr. Kinney made a motion, seconded by Mr. Gillis, to recommend to city council that this rezoning be approved, as submitted.*

*Stipulations: That the exit on Powder Springs Street be eliminated, the sidewalk on Gramling Street be upgraded as required by Tier B standards, and that the landscaping comply with Tier B standards.*

*PUBLIC HEARING (all parties sworn in)*

- \*      **20110707**      **Z2011-13 City of Marietta (Custer Park) 596, 597, 603, 611 and 600 Kenneth E. Marcus Way**

Z2011-13 [REZONING] CITY OF MARIETTA (CUSTER PARK) request rezoning with variances as stated in the Ordinance for the following properties: Land Lot 10900, District 16, Parcel 0910, 596 Kenneth E. Marcus Way, CRC to OI;  
Land Lot 10900, District 16, Parcel 0900, 597 Kenneth E. Marcus Way, CRC to OI; Land Lot 10900, District 16, Parcel 1050, 603 Kenneth E. Marcus Way, PRD-MF to OI; Land Lot 10900, District 16, Parcel 1000, 611 Kenneth E. Marcus Way, PRD-MF to OI; Land Lot 10910, District 16, Parcel 0390, 600 Kenneth E. Marcus Way, R-4 to OI. Ward 5.

*Planning Commission recommends approval      Vote 4 – 0 – 0 \**

*Motion: Mr. Kinney made a motion to approve, seconded by Mr. Carter to approve.*

*Stipulation: N/A*

*\*Mr. Diffley left the meeting prior to this item being discussed.*

*PUBLIC HEARING (all parties sworn in)*

## **RESOLUTIONS:**

- \*      **20110871**      Adoption of Resolution recognizing September 17, 2011 as U.S. Constitution Day and September 17- 23, 2011 as U.S. Constitution Week in the city of Marietta.

## **CITY ATTORNEY'S REPORT:**

## **CITY MANAGER'S REPORT:**

## **MAYOR'S REPORT:**

## **COMMITTEE REPORTS:**

### **1. Economic/Community Development: Grif Chalfant, Chairperson**

- \*      **20110678**      **Section 8 Management Assessment Program (SEMAP) FY2011 Certification**

Approval of a Resolution authorizing the acceptance of the Section 8 Management Assessment Program (SEMAP) Certification for FY 2011.

\*      **20110772      2011 HUD Sustainable Communities Regional Grant**

Motion to authorize City of Marietta, Department of Development Services staff to apply for a 2011 HUD Sustainable Communities Regional Planning Grant through the Atlanta Regional Commission.

**2. Finance/Investment: Annette Lewis, Chairperson**

\*      **20110778      Property Acquisition 268 Lawrence Street**

Approval of an Ordinance amending the FY2012 General Fund, Section 8 Fund and Marietta Housing Fund budgets to account for the purchase of property.

*Council Member Annette Lewis abstaining on this matter.*

\*      **20110779      Leasing of 268 Lawrence Street**

Motion approving a one-year lease agreement between the City of Marietta and CHI for a portion of 268 Lawrence Street.

*Council Member Annette Lewis abstaining on this matter.*

\*      **20110780      Amendment to FY2011 Budget**

Approval of an Ordinance amending the Fiscal Year 2011 Budget to recognize and appropriate excess revenue in the Gone with the Wind Museum Fund for special event expenses; to recognize and appropriate excess revenue in the Tourism Funds for distribution; to reimburse the General Fund and Gone with the Wind Fund for the occupancy expense for FY08, FY09, FY10 for 18 Whitlock Avenue; and to use surplus funds in the General Fund to transfer to the Fleet Fund for the fire truck, and to purchase a sanitation truck, fire breathing apparatus and other capital equipment.

\*      **20110783      Homeland Security Grant**

Approval of an Ordinance amending the Fiscal Year 2012 budget to accept a Homeland Security Grant to enhance local homeland security through the connection to the state's Mobile Biometric Fingerprint Identification (RapidID) System.

\*      **20110793      Fleet and Public Safety Capital Acquisitions**

Approval of an Ordinance amending the Fiscal Year 2012 budget to appropriate Fleet Maintenance Fund reserves to purchase capital equipment and to accept and appropriate insurance reimbursement revenue to use toward the purchase of a patrol vehicle, and to accept a grant from FEMA to purchase fire safety equipment.

\*      **20110796      NLC Congress of Cities and Exposition**

Motion approving travel and training expenses for Mayor and Council members who wish to attend the NLC 2011 Congress of Cities and Exposition in Phoenix, AZ, November 9-12, 2011.

*Council Member Jim King voting against this matter.*

**3. Judicial/Legislative: Philip M. Goldstein, Chairperson**

**4. Parks, Recreation and Tourism: Johnny Sinclair, Chairperson**

\*      **20110792      Tennis Court Resurfacing at Laurel Park and Lewis Park**

Approval of a motion authorizing funding from the 2009 Parks Bond for resurfacing of tennis courts at Laurel Park and Lewis Park with funding from the associated line items for those parks in the Improvements to Existing Parks Category.

**5. Personnel/Insurance: Van Pearlberg, Chairperson**

\*      **20110767      Group Health Plan Administration**

Motion approving the renewal for the group health plan administration with Blue Cross/Blue Shield of Georgia, Inc. for calendar year 2012. Further, authority is requested to approve the administrative service agreement with Blue Cross/Blue Shield of Georgia, Inc.

\*      **20110795      NLC Annual Congress of Cities Business Meeting**

Motion appointing Council Member Annette Lewis as voting delegate and Council Member Johnny Sinclair as alternate voting delegate for the National League of Cities (NLC) Congress of Cities' Annual Business Meeting to be held November 12, 2011 in Phoenix, AZ.

**6. Public Safety Committee: Anthony Coleman, Chairperson**

\*      **20110758      Standard Operating Procedures**

Motion approving revisions to standard operating procedures A019 Risk Analysis Board, A030 Code of Conduct, A034 Budget and Fiscal Management, A041 Organizational Structure, A050 Secondary Employment, A073 Building Security, A082 Performance Evaluations, P041 Pursuit of Motor Vehicles.

**7. Public Works Committee: Jim King, Chairperson****\* 20110763 Fee Schedule for Roll Carts**

Motion to remove the roll cart deposit from the Sanitation Service Rate Schedule, update the Fee Chart to reflect the updated Sanitation Service Rate Schedule, and to refund customers' roll cart deposits. Motion further authorizing Public Works to provide roll cart service when accepted by an HOA or a group of residents when Public Works determines the service can be managed using existing resources.

**\* 20110764 Pine Street One Way**

Motion to table Pine Street One Way discussion to next Public Works Committee meeting.

**\* 20110689 Traffic Calming Devices**

Motion adopting prioritization criteria for proposed traffic calming projects and directing Public Works to develop a ranked project list for council consideration.

**APPEARANCES:****OTHER BUSINESS:****\* 20110809 BLW Actions of September 12, 2011**

Review and approval of the September 12, 2011 actions and minutes of the Marietta Board of Lights and Water.

**UNSCHEDULED APPEARANCES:****ADJOURNMENT:**